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10661 U.S. PTO

533 Rec'd PCT/PTO 28 JUN 2002  
23427N1 PCT/US

MAILING LABEL  
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14/05/02 6/28

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#5

USA PCT National Stage Patent Application  
PCT/EP00/08290 filed August 25, 2000

Bernd Laudi, et al

Serial No.: 10/069,494

First Submission filed February 19, 2002

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CERTIFICATE OF MAILING ON LAST PAGE  
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Hon. Commissioner of Patents & Trademarks

Washington, D.C. 20231

S I R :

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 USC

371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

AND SURCHARGE FEES AND TRANSLATION AND PRELIMINARY AMENDMENT

AND SUBMISSION OF DECLARATION

In response to the Office Action dated May 7, 2002 respectfully submitted herewith is the signed and dated Combined Declaration of the inventors (3 pages) in compliance with 37 CFR 1.63 and 37 CFR 1.66 or 37 CFR 1.68 and 37 CFR 1.497(a) and (b), identifying the application by PCT International application no. and international filing date and with power of attorney.


Respectfully also presented is the English translation (10 pages) which is believed to be an accurate translation of the PCT application PCT/EP00/08290 as originally filed in the German language. This translation is requested to be used as the copy for examination purposes in the Patent Office along with the simultaneously submitted Preliminary Amendment.

A Preliminary Amendment including an abstract on a separate page is also presented to be entered simultaneously with the filing of these papers.

Attached is check no. 14710 in the amount of \$260.00 (namely, \$130.00 for the surcharge fee for providing the Declaration later than the appropriate 30 or 20 months from the priority date (37 CFR 1.492(e)), and \$130.00 for the processing fee for providing the translation later than 30 or 20 months from the priority date (37 CFR 1.492(f))).

The Commissioner is hereby authorized to charge any or additional fees which may be required, or credit any overpayment to deposit account no. 06-0105.

Respectfully submitted,  
Bernd Laudi et al


by:   
MARTIN A. FARBER  
Attorney for Applicants  
Registered Representative  
Registration No. 22,345

CERTIFICATE OF MAILING UNDER 37 CFR SECTION 1.8(a)

I hereby certify that the accompanying Response to Notification of Missing Requirements under 35 USC 371 in the United States Designated/Elected Office (DO/EO/US), signed Combined Declaration (3 pages), check no. 14710 for \$260.00, English translation and Preliminary Amendment are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents & Trademarks, Washington, D.C. 20231, on June 28, 2002.

Dated: June 28, 2002

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Martin A. Farber



UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PC1  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO	FIRST NAMED APPLICANT	ATTY DOCKET NO
10/069,494	Bernd LAUDI	23427N1PCT/US

INTERNATIONAL APPLICATION NO	
PCT/EP00/08290	
1A FILING DATE	PRIORITY DATE
08/25/2000	08/27/1999

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 866 United Nations Plaza  
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 New York, NY 10017

CONFIRMATION NO. 3223

371 FORMALITIES LETTER



\*OC000000008016281\*

# DUE JULY 7, 2002

Date Mailed: 05/07/2002

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

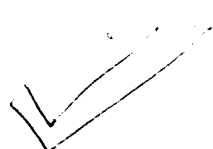
- Translation of the application into English.
- Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 30 months from the priority date (37 CFR 1.492(f)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN**

**ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$260** for a Large Entity: 

- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FRANCINE YOUNG

Telephone: (703) 305-3662

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/069,494	PCT/EP00/08290	23427N1PCT/US

FORM PCT/DO/EO/905 (371 Formalities Notice)

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01 FC:154  
02 FC:156

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